

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Luc TERRAGNO et al.
Title: METHOD FOR MAKING A
LIQUID CONCENTRATE OF
FOOD-GRADE ACCLIMATED
AND VIABLE BACTERIA
Appl. No.: 10/590,658
International Filing Date: 2/28/2005
371(c) Date: 11/29/06
Examiner: Felicia C. King
Art Unit: 1789
Conf. No. 2153

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

[] Please enter and consider the amendment and/or reply previously filed on ____.

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on ___.
- ☐ Other ___.
- b. Enclosed are:
- ☒ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☒ Information Disclosure Statement.
- ☐ Form PTO/SB/08 with copies of ___ listed reference(s).
- ☐ Other .

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$810.00 | = \$810.00 |
| Total Claims: | 27 | - | 28 = 0 | x \$52.00 | = \$0.00 |
| Independents | 1 | - | 3 = 0 | x \$220.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$390.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$810.00 |

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

| | | | | |
|-------------------------------------|---|------------|---|------------|
| <input type="checkbox"/> | Extension for response filed within the first month: | \$130.00 | 0 | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the second month: | \$490.00 | | \$0.00 |
| <input checked="" type="checkbox"/> | Extension for response filed within the third month: | \$1,110.00 | | \$1,110.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,730.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$2,350.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | | \$1,110.00 |
| EXTENSION FEE ALREADY PAID: - | | | | \$0.00 |
| EXTENSION FEE TOTAL | | | | \$1,110.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | | \$1,920.00 |
| <input type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| <input type="checkbox"/> | Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | | \$1,920.00 |

The above-identified fees of \$1,920.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 28-Mar-2011

By /Rouget F. Henschel/

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